Application No.: 09/619,893 Docket No.: A3156.0016/P016

REMARKS

Claims 2 and 6-8 are pending. Claim 2 is the only independent claim. Favorable reconsideration is requested.

Claims 2, 6 and 7 were rejected under 35 U.S.C. § 102(b) as anticipated by U.S. Patent 5,086,385 (Launey et al.). Applicant traverses.

Independent claim 2 is directed to a multi-functional telephone apparatus comprising: (a) a storage unit configured for storing: (a1) a system data table for storing a list of system data which is used for individual functional setting of the multi-functional telephone apparatus as individual setting data, (a2) a function-classified system data table for storing a list of a plurality of groups formed by classifying the system data into respective groups according to the function, and (a3) a hardware-classified system data table for storing a list of a plurality of groups formed by classifying the system data into respective groups according to hardware making up the multi-functional telephone apparatus. The apparatus also comprises (b) a selection item selection unit configured for selecting one of a plurality of selection items in the storage unit displayed collectively wherein the system data table, the function-classified system data table, and the hardware-classified system data table serve as selection items, and (c) a system data setting unit configured for enabling setting of individual system data belonging to a displayed group by displaying the group belonging to a selection item when one of the selection items is selected by the selection item selection unit.

Launey et al. relates to an expandable home automation system. Launey's system allows communication among and between appliances and subsystems in the home, and allows for communications with the outside as well.

In the Office Action, the position was taken that Launey et al. teaches the (a1) system data table, the (a2) function-classified system data table and the (a3) hardware-classified data table limitations recited in claim 2. Applicant disagrees.

Application No.: 09/619,893 Docket No.: A3156.0016/P016

In the Office Action, at page 2, Figure 3A and perhaps Figure 3B are relied upon as allegedly corresponding to a "list of groups organized based on the corresponding hardware." The Action goes on to say "[t]he security management, lighting moods, information, and environmental control selections all refer to lists of groups organized based on functional concepts." And the Examiner also mentions that the system configuration is "a general list of system data."

However, the recited tables include particular information, and relate to each other in a particular way that is not taught in Launey. In the first place, although the Examiner attempts to correspond Figure 3C with the recited hardware-classified system data, that figure does not correspond to the recited data table. In fact, the tables recited in (a1), (a2) and (a3) all relate to system data of the multi-function telephone apparatus. That data is organized as a list of a plurality of groups formed on the basis of function in (a2), and groups classified according to hardware making up the multi-function apparatus are listed in the table (a3).

On the other hand, the data listed in the Launey patent in the tables referred to in the Office Action does not relate to system data that is used for individual functional setting of a multi-functional telephone apparatus. For at least this reason, no prima facie case of anticipation has been established.

Moreover, the tables (a2) and (a3) list plural groups formed by classifying the system data, the system data being system data that is used for individual functional setting of a multi-functional telephone apparatus, in respective groups according to function (a2) and groups according to hardware making up the multi-functional telephone apparatus.

The tables referred to in the Office Action do not: (1) includes lists of the recited groups; and (2) do not *relate to each other* in the same way as the recited tables relate to one another. In view of the above, Launey completely fails to meet the limitations of claim 2. Moreover, while a telephone is among the devices that may be controlled by the system in

Application No.: 09/619,893 Docket No.: A3156.0016/P016

Launey, there is no teaching or suggestion in Launey of the tables relating to the various system data of the multi-functional telephone apparatus in the manner explicitly recited in the claims.

For these additional reasons, no prima facie case of anticipation has been established in the Office Action and the rejection is requested to be withdrawn.

The other claims in this application are each dependent from the independent claim discussed above and are therefore believed patentable for the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

In view of the foregoing remarks, Applicant respectfully requests favorable reconsideration and early passage to issue of the present application.

Dated: February 24, 2005

Respectfully submitted,

Joseph W. Ragusa

Registration No.: 38,586

DICKSTEIN SHAPIRO MORIN &

OSHINSKY LLP

1177 Avenue of the Americas

41st Floor

New York, New York 10036-2714

(212) 835-1400

Attorney for Applicant